IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

RICHARD LEE BRADLEY,)
)
Petitioner,)
) CIVIL ACTION NO. 09-00794-WS
vs.) CRIM. ACTION NO. 07-00065-WS
)
UNITED STATES OF AMERICA,)
)
Respondent.)

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a <u>de novo</u> determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that Petitioner's Motion to Vacate, Set Aside, or Correct Sentence under 28 U.S.C. § 2255 is **denied**. It is further **ORDERED** that Petitioner is not entitled to a certificate of appealability nor to appeal *in forma pauperis*.

DONE and ORDERED this 2nd day of March, 2011.

s/WILLIAM H. STEELE CHIEF UNITED STATES DISTRICT JUDGE